IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE K.P.BALACHANDRAN

MONDAY, THE 4TH JUNE 2007 / 14TH JYAISHTA 1929

WP(C).No. 15825 of 2007(H)

PETITIONERS:
---

1. RAJAN.K.M., AGED 42,
   S/O.KUMARAN, KOODAVAMPARAMBIL MALAPURATH
   HOUSE, PERUMBILAVU POST, KADAVALLUR VILLAGE,
   TALAPPILLY TALUK, THRISSUR DISTRICT.

2. JAYESH KUMAR.K.K., S/O.KUMARAN,
   KOODAVAMPARAMBIL MALAPURATH HOUSE,
   KOTHACHIRA POST, NAGALASSERY VILLAGE,
   OTTAPALAM TALUK, PALAKKAD DISTRICT.

3. K.VIDYADARAN, S/O.SREEDHARAN,
   KAIPADU HOUSE, CHAZHIYUTHIRI POST,
   (VIA) PERINGODE, OTTAPALAM TALUK, PALAKKAD
   DISTRICT.

4. CHANDRAN, S/O.AYYAPPAN, KUNDUPARAMBIL
   HOUSE, PERUMBILAVU POST, KADAVALLUR VILLAGE,
   TALAPPILLY TALUK, THRISSUR DISTRICT.

5. K.A.CHANDRAN, S/O.AYYAPPAN & MANIYAN,
   H.NO.10/441, KUNDUPARAMBIL HOUSE,
   P.O.KOTHACHERA, NAGALASSERY VILLAGE,
   OTTAPALAM TALUK, PALAKKAD DISTRICT.

BY ADV. SRI.G.SREEKUMAR (CHELUR)

RESPONDENTS:
---

1. THE SUPERINTENDENT OF POLICE,
   THRISSUR, COLLECTORATE, AYYANTHOLE,
   THRISSUR.

2. THE SUPERINTENDENT OF POLICE,
   PALAKKAD.

3. THE SUB INSPECTOR OF POLICE,
   KUNNAMKULAM POLICE STATION, THRISSUR DISTRICT.

4. THE SUB INSPECTOR OF POLICE,
ERUMAPETTY POLICE STATION, THRISSUR DISTRICT.

5. THE SUB INSPECTOR OF POLICE,
GURUVAYOOR POLICE STATION, THRISSUR DISTRICT.

6. THE SUB INSPECTOR OF POLICE,
VADAKEKKADU POLICE STATION, THRISSUR DISTRICT.

7. THE SUB INSPECTOR OF POLICE,
CHALISSERY POLICE STATION, PALAKKAD DISTRICT.

8. THE SUB INSPECTOR OF POLICE,
THRITHALA POLICE STATION, PALAKKAD DISTRICT.

9. THE SUB INSPECTOR OF POLICE,
PATTAMBI POLICE STATION, PALAKKAD DISTRICT.

10. THE HEAD LOAD WORKERS UNION,
C.I.T.U. PERINGODU, PALAKKAD.

11. THE HEAD LOAD WORKERS UNION,
C.I.T.U. KOTHACHIRA P.O., PALAKKAD DISTRICT.

12. THE HEAD LOAD WORKERS UNION,
C.I.T.U., PERUMPILAVU P.O., THRISSUR DISTRICT.

13. THE HEAD LOAD WORKERS UNION,
C.I.T.U., ERUMAPETTY, THRISSUR DISTRICT.

R1 TO 9 BY GP SHRI P.A.SALIM

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 04/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.B. KOSHY and K.P.BALACHANDRAN, JJ.

W.P.(C) No. 15825 of 2007 H

Dated this the 4th day of June, 2007

Judgment

Koshy, J.

This is a petition for police protection. According to the petitioner, members of respondent Nos.10 to 13 unions are obstructing their work demanding 'nokkucoolie'. It is also submitted that loading and unloading work is carried on by mechanical process by tipper lorries and loading and unloading workers have no right to demand 'nookkucoolie' without doing any work. If petitioner has all required licences, police should see that merely because demanding 'nokkucoolie', petitioner's work is not obstructed. If any loading and unloading work is available that should be given to the registered workers of the locality, but, if there is no work available and work of loading and unloading is done purely by mechanical process, no workers can demand wages or 'nokkucoolie' and if there is any obstruction,

petitioner may approach the police and on approaching the police, police shall give adequate protection.

The writ petition is disposed of.

J.B.KOSHY
JUDGE

K.P.BALACHANDRAN
JUDGE

vaa

J.B. KOSHY AND
K.P.BALACHANDRAN, JJ.

W.P.(C) NO./2000

JUDGMENT

Dated:4th June, 2007